

EXHIBIT

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Tuesday, June 11, 2013

VIA U.S. Certified Mail Return Receipt Requested

TAMS Management, Inc.
Attention: James C. Justice III
302 S. Jefferson Street
Roanoke, VA 24011

Steve Ball
Justice Companies
302 S. Jefferson Street
Roanoke, VA 24011

SUBJECT: Demand for Payment in the amount of Two Million Dollars (\$2,000,000.00), pursuant to that certain Membership Interest Purchase Agreement dated March 11, 2013 by and between the Thomas K. Lampert Irrevocable Trust and TAMS Management, Inc.

Dear Mr. Justice:

This firm represents the interests of the Thomas K. Lampert Irrevocable Trust ("Lampert Trust") and this letter shall serve as demand for the immediate payment of Two Million Dollars (\$2,000,000.00), to the Lampert Trust.

As you are aware, on March 11, 2013, a Membership Interest Purchase Agreement (the "Agreement"), was entered into between the Lampert Trust, as the seller, and TAMS Management, Inc. ("TAMS") as the purchaser, to purchase the Three Marie Mine located in the Slab Fork District of Raleigh County, West Virginia.

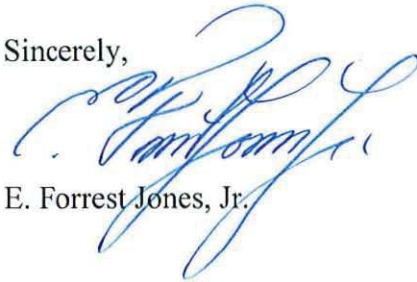
Under the terms and covenants of the Agreement, TAMS had specific obligations to fulfill. More specifically, under Section 2.05 Post-Closing Covenants (a) of the Agreement, TAMS was required to promptly and diligently pursue complete final approval by the West Virginia Department of Environmental Protection ("WVDEP") of all permits before the expiration of ninety (90) calendar days following the Closing.

As stated above, the Closing occurred on March 11, 2013, and the ninety (90) day time-frame expired on or about June 10, 2013. To date, TAMS has not fulfilled its obligations under the Agreement for the approval in its entirety of the transfer of both the West Virginia Department of Environmental Protection NPDES Permit WV 1026488 and the West Virginia Department of Environmental Protection Surface Mining Permit S-301411.

The Agreement explicitly stated that time was of the essence. As such, TAMS has failed to satisfy its obligation under the Agreement. The Agreement requires TAMS to immediately pay the Lampert Trust the "Accelerated Royalty Amount I" of Two Million Dollars (\$2,000,000.00) in one lump sum payment.

Therefore, we demand immediate payment to the Lampert Trust of Two Million Dollars (\$2,000,000.00). If the Lampert Trust does not receive immediate payment, it will pursue all remedies available to it under law and equity.

Sincerely,

A handwritten signature in blue ink, appearing to read "E. Forrest Jones, Jr.", is written over the typed name.

E. Forrest Jones, Jr.

cc: The Thomas K. Lampert Irrevocable Trust
114 Bremen Lane
McMurray, PA 15317
Attn: Thomas K. Lampert, Trustee